

# CITY COUNCIL REPORT



Meeting Date: June 3, 2014  
General Plan Element: *Land Use*  
General Plan Goal: *Support a diversity of businesses.*

## ACTION

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**Acquisition of Control Change for Maya Day & Nightclub 40-LL-2014.** To consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an Acquisition of Control Change for an existing Series 6 (bar) liquor license.

## OWNER

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First Scottsdale Beach Club LLC

## APPLICANT CONTACT

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Jason C Adler

## LOCATION

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7333 E Indian Plaza

## BACKGROUND

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This request is for an acquisition of control change of a Series 6 (bar) liquor license. This has been a licensed location since 2012.

## APPLICANT'S PROPOSAL

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### Goal/Purpose of Request

The applicant is seeking a favorable recommendation on an Acquisition of Control Change for a series 6 (bar) liquor license. This is for a change in officers.

## STATE GUIDELINES FOR CONSIDERING AN APPLICATION

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### **A.R.S. Section 4-203 Granting an Acquisition of Control Change.**

The new agent must submit an application to the Arizona Department of Liquor Licenses & Control, which is then forwarded to the local governing body. The local governing body of the city, town or county may protest the acquisition of control within sixty days based on the capability, reliability and qualification of the person acquiring control.

## OTHER LICENSES & PERMITS

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### **Financial Management**

Revenue Collection has reported that the applicant has met City licensing requirements and all fees have been paid.

Spirituuous Liquor Tax Permit # Pending.

Scottsdale Transaction Privilege Sales Tax License # Pending.

## IMPACT ANALYSIS

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### **Public Safety Division.**

**Police Department:** No Opposition

**Code Enforcement:** There are no current cases of code violations at this time in relation to the liquor license.

## COUNCIL OPTIONS & STAFF RECOMMENDATION

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### **Council Options**

The City Council has the option of recommending approval, denial or no recommendation to the Arizona Department of Liquor Licenses and Control.

### **Staff Recommendation**

The City of Scottsdale staff has conducted a review and advises that the license request meets the criteria imposed for determining the capability, qualifications and reliability of the applicant.

### **Next Steps**

The City Council's recommendation of approval, denial or no recommendation will be forwarded to the Department of Liquor Licenses and Control for their consideration.

## RESPONSIBLE DEPARTMENT(S)

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Planning, Neighborhood and Transportation Division

Public Safety Division

Economic Vitality Division

## STAFF CONTACTS (S)

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Teri Gleason, Planning Assistant, [tgleason@scottsdaleaz.gov](mailto:tgleason@scottsdaleaz.gov)  
Planning, Neighborhood and Transportation Division

James Wasson, Lieutenant, Special Assignment, [jwasson@scottsdaleaz.gov](mailto:jwasson@scottsdaleaz.gov)  
Public Safety Division

Raun Keagy, Planning, Neighborhood and Transportation Director, [rkeagy@scottsdaleaz.gov](mailto:rkeagy@scottsdaleaz.gov)  
Planning, Neighborhood and Transportation


## APPROVED BY

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Tim Curtis, AICP, Current Planning Director  
312-4210 [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

 5/9/2014

Randy Grant, PNT Administrator  
312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

 5/15/14

## ATTACHMENTS

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- #1: Vicinity Map
- #2: Aerial Map
- #3: State Application



Maya Day & Nightclub

40-LL-2013

ATTACHMENT #1





**Maya Day & Nightclub**

**40-LL-2013**

ATTACHMENT #2

# ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W. Washington 5th Floor  
Phoenix AZ 85007-2934  
www.azliquor.gov  
(602) 542-5141

40-LL-2014

## APPLICATION FOR AGENT CHANGE - ACQUISITION OF CONTROL - RESTRUCTURE

Check  
Appropriate  
Box

☐ Agent Change

Complete Sections 1,2,3,4,6  
(See Note 1 on back)

☒ Acquisition of Control

Complete Sections 1,2 (3,4 if changing Agent), 6

☐ Restructure

Complete Sections 1,2,(3,4 if changing Agent), 5,6  
(See Note 2 on back)

### SECTION 1 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

1. Name (INDIVIDUAL OR EXISTING AGENT (if no agent change) OR NEW AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER)

ADLER

JASON

C

81061668

06070531

Last

First

Middle

Liquor License #

2. ☐ Corporation ☒ L.L.C. ☐ N/A: Scottsdale Beach Club, L.L.C. 810481651 Corp. File #: L-1743569-7  
(Exactly as it appears on Articles of Inc. or Articles of Org.)

3. Business Name: MAYA DAY & NIGHCLUB 81018521

4. Business Address: 7333 E. Indian Plaza, Scottsdale, Maricopa, AZ 85251  
(Do not use P.O. Box Number) City COUNTY Zip

5. Is the business located within the incorporated limits of the above city or town? ☒ Yes ☐ No

6. Mailing Address: 4501 N. Scottsdale Rd., #201, Scottsdale, AZ 85251  
City State Zip

7. Business Phone: (480) 874-1000 Residence Phone: (650) 670-7086 (cell)

8. Does this transaction involve the sale of any portion of the corporate stock? ☒ YES ☐ NO ☐ N/A If yes, submit a certified copy of minutes.

9. Has there been any change of officers? ☒ YES ☐ NO ☐ N/A If yes, submit a certified copy of minutes.

### SECTION 2 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

Each person listed in Section II must submit a personal questionnaire (Form LIC0101) and a Department approved fingerprint card which may be obtained at the Dept. A person appearing in both lists need only submit the questionnaire and fingerprint card.

1. List individual owner or partners or all directors, officers in corp., members in LLC:

Last	First	Middle	Title	Residence Address	City State Zip
Triyar	Beach Club, LLC		Manager	4501 N. Scottsdale Rd #201	Scotts 85251

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

2. List stockholders or controlling members owning 10% or more of Corp/LLC:

Last	First	Middle	% Owned	Residence Address	City State Zip
Boom Entertainment, LLC			10	8390 E. Via de Ventura, Scottsdale, AZ	85251
Triyar Beach Club, LLC			58.58%	4501 N. Scottsdale Rd #201	Scottsdale AZ 85251
L9 D Mustang, LLC			10.25%	5449 E. Maricopa Street	Phoenix, AZ 85018

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

Disabled individuals requiring special accommodations please call the Department

1/7/2013

Date Received \_\_\_\_\_  
CSR \_\_\_\_\_

ATTACHMENT #3

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## APPLICATION FOR AGENT CHANGE - ACQUISITION OF CONTROL - RESTRUCTURE

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☐ Agent Change  
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(See Note 1 on back)

☒ Acquisition of Control  
Complete Sections 1,2; (3,4 if changing Agent); 6

☐ Restructure  
Complete Sections 1,2,(3,4 if changing Agent), 5,6  
(See Note 2 on back)

### SECTION 1 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

- Name (INDIVIDUAL OR EXISTING AGENT (if no agent change) OR NEW AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER)  

ADLER	JASON	C	06070531
Last	First	Middle	Liquor License #
- ☐ Corporation ☒ L.L.C. ☐ N/A: Scottsdale Beach Club, L.L.C. Corp. File #: L-1743569-7  
 (Exactly as it appears on Articles of Inc. or Articles of Org.)
- Business Name: MAYA DAY & NIGHCLUB
- Business Address: 7333 E. Indian Plaza, Scottsdale, Maricopa, AZ 85251  
 (Do not use P.O. Box Number) City COUNTY Zip
- Is the business located within the incorporated limits of the above city or town? ☒ Yes ☐ No
- Mailing Address: 4501 N. Scottsdale Rd., #201, Scottsdale, AZ 85251  
 City State Zip
- Business Phone: (480) 874-1000 Residence Phone: (650) 670-7086 (cell)
- Does this transaction involve the sale of any portion of the corporate stock? ☒ YES ☐ NO ☐ N/A If yes, submit a certified copy of minutes.
- Has there been any change of officers? ☒ YES ☐ NO ☐ N/A If yes, submit a certified copy of minutes.

### SECTION 2 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

Each person listed in Section II must submit a personal questionnaire (Form LIC0101) and a Department approved fingerprint card which may be obtained at the Dept. A person appearing in both lists need only submit one questionnaire and fingerprint card.

- List individual owner or partners or all directors, officers in corp., members in LLC:

Last	First	Middle	Title	Residence Address	City State Zip
Boom Entertainment, LLC			Member	8390 E. Via de Ventura, Scottsdale, AZ	85251
Triyar Beach Club, LLC			member	4501 N. Scottsdale Rd #201	Scotts, AZ 85251

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

- List stockholders or controlling members owning 10% or more of Corp/LLC:

Last	First	Middle	% Owned	Residence Address	City State Zip
Boom Entertainment, LLC			10	8390 E. Via de Ventura, Scottsdale, AZ	85251
Triyar Beach Club, LLC			58.58%	4501 N. Scottsdale Rd #201	Scottsdale AZ 85251
L4D Mustang, LLC			10.25%	5449 E. Maricopa Street	Phoenix, AZ 85018

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

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1/7/2013

Date Received \_\_\_\_\_  
CSR \_\_\_\_\_

## SECTION 3

(COMPLETE THIS SECTION FOR AGENT CHANGE)

1. If the corporation/L.L.C. is owned by another entity, ATTACH AN OWNERSHIP AND DIRECTOR / OFFICER / MEMBER **DISCLOSURE** for the parent entity. Attach additional sheets as necessary in order to disclose real people.

As an Agent, will you be physically present and operating the licensed premises? ☐ YES ☐ NO

If you answered YES, you must provide proof of attendance of a Department approved Liquor Law Training Course within the last five years before your application for Agent can be submitted. If "no" a manager with approved training must be submitted.

## SECTION 4 (COMPLETE THIS SECTION FOR AGENT CHANGE)

To be completed by the INDIVIDUAL OR EXISTING AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER:

1. License Number: \_\_\_\_\_ Date of last renewal: \_\_\_\_\_
2. Current Licensee or Agent: \_\_\_\_\_  
(Exactly as it appears on license) Last First Middle

I, \_\_\_\_\_, hereby consent to the agent appointment named herein and  
(Print full name)  
agree to immediately assign a new agent in the event of the death, resignation, or discharge of this agent. I also understand that the background report shows that I, the corporation, or any officer, director, member, or stockholder have been convicted of a felony in the past five (5) years, I will immediately surrender the license to the Arizona Department of Liquor Licenses and Control and hereby waive all rights to appeal such action.

X \_\_\_\_\_ State of \_\_\_\_\_ County of \_\_\_\_\_  
(Signature of INDIVIDUAL/ CORPORATE/CLUB OFFICER/MEMBER) The foregoing instrument was acknowledged before me this  
\_\_\_\_\_ day of \_\_\_\_\_  
Day Month Year  
My commission expires on: \_\_\_\_\_  
(Signature of NOTARY PUBLIC)

## SECTION 5 (COMPLETE THIS SECTION FOR RESTRUCTURE)

Is there more than one licensed premises involved? ☐ YES ☐ NO If yes, **SEPARATE APPLICATIONS** must be filed and fees paid for each license/location.

Type of current ownership:

- ☐ J.T.W.R.O.S.  
☐ INDIVIDUAL  
☐ PARTNERSHIP  
☐ CORPORATION  
☐ LIMITED LIABILITY CO.  
☐ TRUST  
☐ OTHER Explain \_\_\_\_\_

Type of new ownership:

- ☐ J.T.W.R.O.S.  
☐ INDIVIDUAL  
☐ PARTNERSHIP  
☐ CORPORATION  
☐ LIMITED LIABILITY CO.  
☐ TRUST  
☐ OTHER Explain \_\_\_\_\_

## SECTION 6 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

To be completed by INDIVIDUAL OR EXISTING AGENT (if no agent change) OR NEW AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER as listed in Question 1 Section 1:

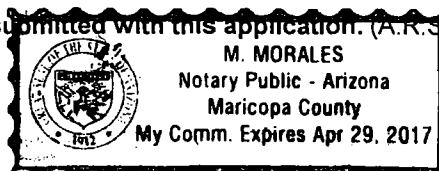
I, JASON C. ADLER, hereby declare that I am the APPLICANT filing this application.  
(Print full name)

have read the application and the contents and all statements are true, correct and complete.

X \_\_\_\_\_ State of Arizona County of Maricopa  
(Signature of INDIVIDUAL OR AGENT) The foregoing instrument was acknowledged before me this  
10<sup>th</sup> day of January 2014  
Day Month Year  
My commission expires on: 4-29-17  
(Signature of NOTARY PUBLIC)

**NOTE 1: The fee for an agent change MUST be submitted with this application: \$100.00 for the first application and \$50.00 for each additional application, not to exceed \$1,000.00. (A.R.S. 4-209.H)**

**NOTE 2: The \$100.00 fee for restructure/acquisition of control MUST be submitted with this application. (A.R.S. 4-209.A)**





# Scottsdale Beach Club, LLC

Triyar Beach Club, LLC - 58.58% (change)  
(Managing Member)

Diamond Global Holdings, LLC  
Member - 61.62%

Shahrod Yari  
Managing Member - 100%

[No change in individuals on file with the Liquor Department]

Topaz Global Holdings, LLC  
Member - 20.42%

Steven Yari  
Managing Member - 100%

Bob Agahi  
Member - 17.96%

[No change in individuals on file with the Liquor Department]

L&D Mustang, LLLP - 10.25% (change)

L&D Mustang Management Services, LLC - 100%

Les Corieri  
50%

Diane Corieri  
50%

(More than 20%)

Boom Entertainment, LLC - 10% (new)

Jonathan Wechsler  
100%

[Questionnaire & Fingerprint card provided]

No one else holds 10% or  
more interest

14 APR 9 11:19 AM 11:29

14 APR 14 11:19 AM 12:13